

REMARKS

Applicant believes that the amendments to the claims as well as the comments that follow will convince the Examiner that the rejections provided in the June 29, 2007 Office Action have been overcome and should be withdrawn. Applicant has amended claims 33, 50, 64, and 70. Applicant has cancelled claim 65. Applicant submits that each of the changes is supported by the specification in the disclosure and in the drawings; no new matter has been added.

I. THE EXAMINER'S REJECTIONS

The Examiner rejected claims 33-37, 39, 41, 43, 50, 51, 53, 54, 58, 63, 64, and 66-70 under 35 U.S.C. § 112, first paragraph, as failing to comply with the written description requirement. (Office Action dated June 29, 2007, p. 2).

The Examiner rejected claims 64, 65, and 70 under 35 U.S.C. § 112 as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention. (Office Action dated June 29, 2007, p. 2).

The Examiner also rejected claims 33, 34, 36, 41, 50, 53, and 54 under 35 U.S.C. § 102(b) as being anticipated by Knoernschild. (Office Action dated June 29, 2007, p. 3).

The Examiner also rejected claims 35, 37, 39, and 63 under 35 U.S.C. § 103(a) as being unpatentable over Knoernschild. (Office Action dated June 29, 2007, pp. 3-4).

The Examiner rejected claims 33-37, 39, 44, 50, 51, 54, 63, 68, 69, and 70 under 35 U.S.C. § 103(a) as being unpatentable over Weller in view of de Mattos. (Office Action dated June 29, 2007, pp. 4-5).

The Examiner rejected claims 43, 58, 66, and 67 under 35 U.S.C. § 103(a) as being unpatentable over Weller and de Mattos, as applied to claim 33 above, and further in view of Whittingham. (Office Action dated June 29, 2007, p. 5).

Lastly, the Examiner rejected claims 55 and 64 under 35 U.S.C. § 103(a) as being unpatentable over Weller and de Mattos, as applied to claim 50 above, and further in view of Mobbs. (Office Action dated June 29, 2007, p. 5).

II. THE EXAMINER'S REJECTIONS SHOULD BE WITHDRAWN

The Examiner rejected claims 33-37, 39, 41, 43, 50, 51, 53, 54, 58, 63, 64, and 66-70 under 35 U.S.C. § 112, first paragraph, as failing to comply with the written description requirement. Independent claim 33 requires that the "sling seat is suspended from its upper and lower corners and hangs below *a planar area defined by said plurality of frame fittings positioned on the upper and lower members of said support frames*". (emphasis added). Independent claim 50 requires that the "sling seat is suspended from its upper and lower corners and hangs below *a planar area defined by said plurality of frame fittings on one of said upper and lower members of said support frame*". (emphasis added). Independent claim 70 requires that the "sling seat is suspended from each corner and hangs below *a planar area defined by the plurality of frame attachment elements*". (emphasis added). Note in Figure 1 of the originally filed disclosure that the sling seat 60 hangs below the planar area defined by elements 46 and 47. It is respectfully submitted that these amendments overcome the Examiner's 35 U.S.C. § 112, first paragraph, rejection with respect to independent claims 33, 50, and 70, as well as dependent claims 34-37, 39, 41, 51, 53, 54, 63, 64, 68, and 69.

With respect to the Examiner's 35 U.S.C. § 112, first paragraph, rejection relating to the knob elements of claims 43, 58, 66, and 67, Applicant directs the Examiner's attention to Figure 8, Figure 11, and Figure 21. Figure 8 discloses a "flat web strap 62 with a knot which is secured in a slot at the frame notched member 47". The "knot" is an example of a "knob" element. (See Originally Filed Disclosure, p. 6, l. 23 - p. 7, l. 1). Figure 11 discloses a "wire rope 62 with a shank ball end fitting secured in a slot at the frame notched member 47". (See Originally Filed Disclosure, p. 7, ll. 9-10). The "shank ball end fitting" is an example of a "knob" element. Figure 21 discloses a "woven rope 62 extending from the seat corners 60 with an adjustable chuck type mechanism 83...which is secured in a slot at the frame notched member 47". (See Originally Filed Disclosure, p. 8, ll. 15-19). The "adjustable chuck type mechanism" is an example of a "knob" element. Applicant respectfully submits that the above clarification overcomes the Examiner's 35 U.S.C. § 112, first paragraph, rejection relating to the knob elements of claims 43, 58, 66, and 67.

The Examiner rejected claims 64, 65, and 70 under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention. Claims 64 and 70 have been amended rendering the 35 U.S.C. § 112, second paragraph, rejection moot. Claim 65, which was rejected for depending on a cancelled claim, has been cancelled rendering that rejection also moot.

None of the Examiner's rejections under the cited references indicate that the subject matter of cancelled claim 65 has been disclosed. Accordingly, having overcome

all 35 U.S.C. § 112 rejections against the subject matter of cancelled claim 65, Applicant respectfully submits that the subject matter of cancelled claim 65 is allowable.

Claim 33 has been amended to include the subject matter of cancelled claim 65 and requires that the “*rectangular support frame lower member is collapsible for ease of transport and storage*”. (emphasis added). Accordingly, Applicant respectfully submits that claim 33 is in condition for allowance.

Claim 50 has been similarly amended to include the subject matter of cancelled claim 65 and requires that the “*upper and lower frame members are collapsible for ease of transport and storage*”. (emphasis added). Accordingly, Applicant respectfully submits that claim 50 is in condition for allowance.

Claim 70 has also been similarly amended to include the subject matter of cancelled claim 65 and requires that the “*rectangular support frame is collapsible for ease of transport and storage*”. (emphasis added). Claim 70 has also been amended to incorporate subject matter that has been previously presented in dependant claims 35, 43, and 64. Accordingly, Applicant respectfully submits that none of the cited references disclose all of the elements required by claim 70 and that claim 70 is in condition for allowance.

Likewise, Applicant respectfully submits that none of the references cited by the Examiner disclose all of the elements of any of pending dependants claims 34-37, 39, 41, 43, 51, 53, 54, 58, 63, 65, and 66-69.

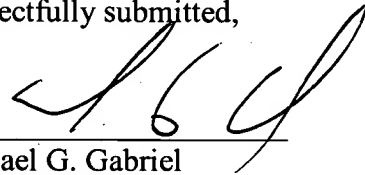
III. CONCLUSION

Applicant submits that the specification, drawings, and all pending claims represent a patentable contribution to the art and are in condition for allowance. No new matter has been added. Early and favorable action is accordingly solicited.

Should any changes to the claims and/or specification be deemed necessary to place the application in condition for allowance, the Examiner is respectfully requested to contact the undersigned to discuss the same. In the event that any fee is required for the entry of this amendment the Commissioner is hereby authorized to charge said fee to Deposit Account No. 23-0420 in the name of Ward & Olivo.

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Respectfully submitted,



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